

PN 4,868,112 Fee Code III Amount \$1,120.00 ~~INTERFERENCE~~

PATENT

Atty. Docket No.: 01142.0130

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent No. 4,868,112
Issued: September 19, 1989
To: John J. Toole, Jr.
Assignee: Genetics Institute, Inc.
For: NOVEL PROCOAGULANT
PROTEINS

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OFFICE OF PETITIONS

**BOX PATENT EXT.
Assistant Commissioner for Patents
Washington, D.C. 20231**

Sir:

**APPLICATION FOR EXTENSION OF PATENT
TERM UNDER 35 U.S.C. § 156**

Your Applicant, Genetics Institute, Inc., represents that it is the Assignee of the entire interest in and to Letters Patent of the United States No. 4,868,112 granted to John J. Toole, Jr. on the 19th day of September, 1989, for NOVEL PROCOAGULANT PROTEINS, by virtue of an assignment in favor of Genetics Institute, Inc. This assignment was recorded at the U.S. Patent and Trademark Office on Reel 4670, at frame 383, on December 9, 1986 (Attachment A).

By the Power of Attorney enclosed herein (Attachment B) Applicant appoints
attorneys of Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P., including Steven
P. O'Connor, as attorney for Genetics Institute with regard to this application for

LAW OFFICES
FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N.W.
WASHINGTON, D.C. 20005
202-408-4000

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extension of the term of U.S. Patent No. 4,868,112 and to transact all business in the U.S. Patent and Trademark Office in connection therewith.

Applicant hereby submits this application for extension of the patent term under 35 U.S.C. § 156 by providing the following information required by the rules promulgated by the U.S. Patent and Trademark Office (37 C.F.R. § 1.740). For the convenience of the Patent and Trademark Office, the information contained in this application is presented in a format that follows the requirements of Section 1.740 of Title 37 of the Code of Federal Regulations.

(1) The approved product, ReFacto®, is an antihemophilic factor for use in therapy for factor VIII deficiency comprising a purified protein produced by recombinant DNA technology. The formulation including ReFacto® is a sterile, nonpyrogenic, lyophilized preparation that contains a glycoprotein with an approximate molecular mass of 170 kDa consisting of 1438 amino acids comparable to the 90 + 80 kDa form of factor VIII.

(2) The approved product was subject to regulatory review under the Federal Food, Drug, and Cosmetic Act Section 505.

(3) The approved product ReFacto® received permission for commercial marketing or use under Section 505 of the Federal Food, Drug, and Cosmetic Act on March 6, 2000.

(4) The active ingredient in ReFacto® is a recombinant glycoprotein with an approximate molecular mass of 170 kDa consisting of 1438 amino acids comparable to the 90 + 80 kDa form of factor VIII, which, on information and belief, has not been

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FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N.W.
WASHINGTON, D.C. 20005
202-408-4000

approved for commercial marketing or use under Section 505 of the Federal Food, Drug, and Cosmetic Act before the approval of BLA 98-0137 for ReFacto® by the Food and Drug Administration on March 6, 2000. A copy of the insert describing the approved product is attached (Attachment C).

(5) This application for extension of patent term under 35 U.S.C. § 156 is being submitted within the 60-day period pursuant to 37 C.F.R. § 1.720(f), said period will expire on May 4, 2000.

(6) The complete identification of the patent for which a term extension is being sought is as follows:

Inventor: John J. Toole, Jr.

Patent No.: 4,868,112

Issue Date: September 19, 1989

Expiration Date: September 19, 2006.

(7) A true copy of the patent is attached (Attachment D).

(8) No terminal disclaimer or reexamination certificate has been issued on this patent. A certificate of correction dated November 3, 1992, is attached (Attachment E). In addition, a copy of the maintenance fee statement indicating payment of maintenance fees on March 15, 1993, and March 19, 1997, is attached (Attachment F).

(9) U.S. Patent No. 4,868,112 claims a method of making the active ingredient in the approved product in claim 9, and the active ingredient in the approved product in claim 10. Claims 9 and 10 claim the active ingredient in ReFacto® as follows:

9. A method for producing a truncated Factor VIII:C protein which is an active procoagulant having the amino acid sequence of human Factor VIII:C but lacking at least 581 amino acids of the region between

Arg-759 and Ser-1709 which comprises producing a genetically engineered mammalian host cell of claim 5 and culturing said host cell under condition permitting expression of the protein.

Claim 9 reads on the method of making the active ingredient in ReFacto® since it reads on a method of producing an active procoagulant having the amino acid sequence of human Factor VIII:C, but lacking amino acids 760-1667, by genetically engineering a Chinese hamster ovary (CHO) cell line and culturing that cell line such that it secretes B-domain deleted recombinant Factor VIII into the culture medium.

10. A truncated human Factor VIII:C protein which is an active procoagulant protein having a peptide sequence of human Factor VIII:C but lacking a peptide region selected from the group consisting of:

- (a) the region between Pro-1000 and Asp-1582;
- (b) the region between Thr-778 and Pro-1659; and
- (c) the region between Thr-778 and Glu-1694.

Claim 10 reads on the active ingredient in ReFacto® since it reads on an active procoagulant having the amino acid sequence of human Factor VIII:C, but lacking amino acids 760-1667.

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FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N. W.
WASHINGTON, D. C. 20005
202-408-4000

(10) The relevant dates and information pursuant to 35 U.S.C. § 156(g) to enable the Secretary of Health and Human Services to determine the applicable regulatory review period are as follows:

Investigational New Drug Application (BB-IND 5348) for ReFacto® was filed November 30, 1993, and became effective on March 14, 1994, following removal of a clinical hold.

Biological License Application for ReFacto® (98-0137) was submitted on February 2, 1998.

Biological License Application for ReFacto® was approved on March 6, 2000.

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FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N.W.
WASHINGTON, D.C. 20005
202-408-4000

(11) A brief description of the significant activities undertaken by the marketing applicant and its collaborative partner during the applicable regulatory review period with respect to ReFacto® and the dates applicable to these significant activities are set forth in a chronology of events in Attachment G.

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FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N.W.
WASHINGTON, D.C. 20005
202-408-4000

(12)(I) Applicant is of the opinion that U.S. Patent 4,868,112 is eligible for extension of the patent term under 35 U.S.C. § 156 because it satisfies all requirements for such extension as follows:

- (a) 35 U.S.C. § 156(a) - U.S. Patent 4,868,112 claims the product ReFacto®.
- (b) 35 U.S.C. § 156(a)(1) - U.S. Patent 4,868,112 has not expired before submission of this application.
- (c) 35 U.S.C. § 156(a)(2) - The term of U.S. Patent 4,868,112 has never been extended under 35 U.S.C. § 156(e)(1).
- (d) 35 U.S.C. § 156(a)(3) - The application for extension is submitted by the owner of record of the patent in accordance with the requirements of paragraphs (1) through (4) of 35 U.S.C. § 156(d) and the rules of the Patent and Trademark Office.
- (e) 35 U.S.C. § 156(a)(4) - The product ReFacto® has been subjected to a regulatory review period before its commercial marketing or use.
- (f) 35 U.S.C. § 156(a)(5)(A) - The commercial marketing or use of the product ReFacto® after the regulatory review period is the first permitted commercial marketing or use under the provision of the Federal Food, Drug and Cosmetic Act (that is, Section 505) under which such regulatory review period occurred.
- (g) 35 U.S.C. § 156(c)(4) - No other patent has been extended for the same regulatory review period for the product ReFacto®.

(12)(ii) The length of the extension of patent term of U.S. Patent 4,868,112 claimed by Applicant is that period authorized by 35 U.S.C. § 156(c) which has been

calculated to be 1475 days. The length of the extension was determined pursuant to 37 C.F.R. § 1.775 as follows:

(a) The regulatory review period under 35 U.S.C. § 156(g)(1)(B) began on March 14, 1994, and ended March 6, 2000, which is a total of 2186 days, which is the sum of (1) and (2) below:

(1) The period of review under 35 U.S.C. § 156(g)(1)(B)(I), the "Testing Period", began on March 14, 1994, and ended on February 2, 1998, which is 1422 days; and

(2) The period of review under 35 U.S.C. § 156(g)(1)(B)(ii), the "Approval Period", began on February 2, 1998, and ended on March 6, 2000, which is a total of 764 days.

(b) The regulatory review period upon which the period of extension is calculated is the entire regulatory review period as determined in subparagraph 12(ii)(a) above (2186 days) less:

(1) The number of days in the regulatory review period which were on or before the date on which the patent issued (September 19, 1989) which is zero (0) days; and

(2) The number of days during which applicant did not act with due diligence, which is zero (0) days; and

(3) One-half the number of days determined in sub-paragraph (12)(ii)(a)(1) above after the patent issued (one-half of 1422 days) which is 711 days;

(c) The number of days as determined in sub-paragraph (12)(ii)(b) (1475 days) when added to the expiration date of the original term of the patent (September 19, 2006) would result in the date of October 3, 2010.

(d) Fourteen (14) years when added to the date of the BLA approval (March 6, 2000) would result in the date of March 6, 2014;

(e) The earlier date as determined in sub-paragraphs (12)(ii)(c) and (12)(ii)(d) is October 3, 2010;

(f) Since U.S. Patent 4,868,112 issued after September 24, 1984, the period of extension may not exceed five years from the original expiration date of September 19, 2006. Five years when added to the original expiration date of the patent would result in the date of September 19, 2011.

(g) The earlier date as determined by sub-paragraphs (12)(ii)(e) and (12)(ii)(f) is October, 3, 2010.

(13) Applicant acknowledges a duty to disclose to the Commissioner of Patents and Trademarks and the Secretary of Health and Human Services any information which is material to the determination of entitlement to the extension sought.

While Applicant does not consider the information to be material to the determination of entitlement to the extension sought, it points out that U.S. Patent No. 4,868,112 is currently the subject of interference no. 103,215. Claim 9 is designated as corresponding to count 1 of this interference, while claim 10 is designated as corresponding to count 2.

(14) The prescribed fee for receiving and acting upon this application is attached as a check in the amount of \$1,120.00. The Commissioner is authorized to charge any additional fees required by this application to Deposit Account No. 06-0916.

(15) All correspondence and inquiries may be direct to the undersigned, whose address, telephone number, and fax number are as follows:

Steven P. O'Connor
Finnegan, Henderson, Farabow,
Garrett & Dunner, L.L.P.
1300 I Street, N.W.
Washington, D.C. 20005-3315

Phone: 202-408-4079
Fax: 202-408-4400

(16) Enclosed is a certification that the application for extension of patent term under 35 U.S.C. § 156 including its attachments and supporting papers is being submitted as one original and four (4) copies thereof (Attachment H).

(17) The requisite declaration pursuant to 37 C.F.R. § 1.740(b) is attached (Attachment I).

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: St. P. O'Connor
Steven P. O'Connor
Reg. No. 41,225

Date: May 4, 2000

Attachments:

Assignment (Attachment A)
Power of Attorney (Attachment B)
Package Insert for ReFacto® (Attachment C)
U.S. Patent No. 4,868,112 (Attachment D)
Copy of Certificate of Correction (Attachment E)
Copy of Maintenance Fee Statement (Attachment F)
Chronology of Regulatory Review Period (Attachment G)
Certification of Copies of Application Papers (Attachment H)
Declaration Pursuant to 37 C.F.R. § 1.740(b) (Attachment I)

LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N.W.
WASHINGTON, DC 20005
202-408-4000

PAGE: 1

PATENT NUMBER: 4868112

ISSUE DATE: 09/19/89

SERIAL NUMBER: 07/010085

FILING DATE: 04/11/86

PCT NUMBER: PCT/US86/00774

PCT DATE: 04/11/86

TITLE: NOVEL PROCOAGULANT PROTEINS

APPLICANT: TOOLE, JOHN J. JR.

REEL: 004670 FRAME: 0383 DATE RECORDED: 12/09/86 NUMBER OF PAGES: 002

ASSIGNOR: TOOLE, JOHN J. JR.

EXC DATE: 04/10/86

ASSIGNEE: GENETICS INSTITUTE, INC., 87 CAMBRIDGE PARK DRIVE, MASSACHUSETTS A CORP. OF DE.

BRIEF: ASSIGNMENT OF ASSIGNORS INTEREST.

RETURN ADDRESS: DAVID L. BERSTEIN

C/O GENETICS INSTITUTE, INC.

87 CAMBRIDGE PARK DRIVE

CAMBRIDGE, MA 02140-2387

NO MORE INFORMATION FOR THIS PATENT NUMBER 04/27/00 15:32

Assignment

In consideration of good and valuable considerations, the receipt of which is hereby acknowledged, I, the undersigned,

John J. Toole, Jr., residing at
27 Lakeville Road, Jamaica Plain, Massachusetts 02140

Hereby sell, assign and transfer to Genetics Institute, Inc.

a corporation of the State of Delaware having a place of business at 87 Cambridge Park Drive, Cambridge in the County of Middlesex and State of Massachusetts its successors, assigns and legal representatives, the entire right, title and interest for all countries, in and to any and all inventions which are disclosed and claimed, and any and all inventions which are disclosed but not claimed, in the application for United States Patent, which has been executed by the undersigned on 10 April 1986 and is entitled

NOVEL PROCOAGULANT PROTEINS

(a continuation-in-part of U.S. Serial No. 725,350 filed April 12, 1985)

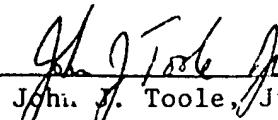
and in and to said application and all divisional, continuing, substitute, renewal, reissue, and all other applications for U.S. Letters Patent or other related property rights in any and all foreign countries which have been or shall be filed on any of said inventions disclosed in said application; and in and to all original and reissued patents or related foreign documents which have been or shall be issued on said inventions;

Authorize and request the Commissioner of Patents of the United States to issue to said Assignee, the corporation above named, its successors, assigns and legal representatives, in accordance with this assignment, any and all United States Letters Patent on said inventions or any of them disclosed in said application;

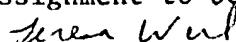
FILED 4/9/86
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Agree that said Assignee may apply for and receive foreign Letters Patent or rights of any other kind for said inventions, or any of them; and may claim, in applications for said foreign Letters Patent or other rights, the priority of the aforesaid United States patent application under the provisions of the International Convention of 1883 and later modifications thereof, under the Patent Cooperation Treaty, under the European Patent Convention or under any other available international agreement; and that, when requested, without charge to, but at the expense of, said Assignee, its successors, assigns and legal representatives, to carry out in good faith the intent and purpose of this assignment, the undersigned or the undersigned's executors or administrators will, for the United States and all foreign countries, execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications or other documents on any and all said inventions; execute all rightful oaths, assignments, powers of attorney and other papers; communicate to said Assignee, its successors, assigns and representatives, all facts known and documents available to the undersigned relating to said inventions and the history thereof; testify in all legal proceedings; and generally do everything possible which said Assignee, its successors, assigns or representatives shall consider desirable for aiding in securing, maintaining and enforcing proper patent protection for said inventions and for vesting title to said inventions and all applications for patents or related foreign rights and all patents on said inventions, in said Assignee, its successors, assigns and legal representatives; and

Covenant with said Assignee, its successors, assigns and legal representatives that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.


John J. Toole, Jr. [L.S.]

Before me this 10th day of April, 1986
personally appeared John J. Toole, Jr.
who is known to me personally, and
acknowledged the foregoing instrument
of assignment to be his free act and deed.



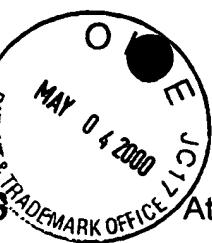
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OFFICE OF PETITIONS



PATENT

Atty. Docket No.: 01142.0130

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent No. 4,868,112)
Issued: September 19, 1989)
To: John J. Toole, Jr.)
Assignee: Genetics Institute, Inc.)
For: NOVEL PROCOAGULANT)
PROTEINS)

BOX PATENT EXT.
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

POWER OF ATTORNEY

Genetics Institute, Inc., is the Assignee of the entire right, title, and interest in the patent identified above by virtue of an assignment recorded in the Patent and Trademark Office at Reel 4670, at frame 383, on December 9, 1986

Assignee, Genetics Institute, Inc., being the owner of the above-identified U.S. Letters Patent, hereby grants power of attorney to **FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.**, Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsbold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C.

LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N. W.
WASHINGTON, D. C. 20005
202-408-4000

Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilley, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewis, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; Roger D. Taylor, Reg. No. 28,992; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738; Steven M. Anzalone, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,984; Barbara C. McCurdy, Reg. No. 32,120; James K. Hammond, Reg. No. 31,964; Richard V. Burgujian, Reg. No. 31,744; J. Michael Jakes, Reg. No. 32,824; Thomas W. Banks, Reg. No. 32,719; Christopher P. Isaac, Reg. No. 32,616; Bryan C. Diner, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,013; Andrew Chanho Sonu, Reg. No. 33,457; David S. Forman, Reg. No. 33,694; Vincent P. Kovalick, Reg. No. 32,867; James W. Edmondson, Reg. No. 33,871; Michael R. McGurk, Reg. No. 32,045; Joann M. Neth, Reg. No. 36,363; Gerson S. Panitch, Reg. No. 33,751; Cheri M. Taylor, Reg. No. 33,216; Charles E. Van Horn, Reg. No. 40,266; Linda A. Wadler, Reg.

No. 33,218; Jeffrey A. Berkowitz, Reg. No. 36,743; Michael R. Kelly, Reg. No. 33,921; and James B. Monroe, Reg. No. 33,971; and Steven P. O'Connor, Reg. No. 41,225, both jointly and separately to be attorneys for Genetics Institute with regard to an application for extension of the term of U.S. Patent No. 4,868,112 and to transact all business in the Patent and Trademark Office connected therewith.

The undersigned is empowered to act on behalf of the Assignee.

Please send all future correspondence concerning the above matter to Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P., at the following address:

Finnegan, Henderson, Farabow,
Garrett & Dunner, L.L.P.
1300 I Street, N.W.
Washington, D.C. 20005-3315

GENETICS INSTITUTE, INC.

Barbara A. Gyure
By: Barbara A. Gyure, Esq.
Assistant Secretary
Reg. No. 34,614

Date: May 2, 2000

United States Patent [19]

Toole, Jr.

[11] Patent Number: 4,868,112
[45] Date of Patent: Sep. 19, 1989

[54] NOVEL PROCOAGULANT PROTEINS

[75] Inventor: John J. Toole, Jr., Jamaica Plain, Mass.

[73] Assignee: Genetics Institute, Inc., Cambridge, Mass.

[21] Appl. No.: 10,085

[22] PCT Filed: Apr. 11, 1986

[86] PCT No.: PCT/US86/00774

§ 371 Date: Apr. 11, 1986

§ 102(e) Date: Apr. 11, 1986

[87] PCT Pub. No.: WO86/06101

PCT Pub. Date: Oct. 23, 1986

Related U.S. Application Data

[63] Continuation-in-part of Ser. No. 725,350, Apr. 12, 1985, abandoned.

[51] Int. Cl. 4 C12P 21/00; C12P 21/02; C12N 15/00; C07H 15/12

[52] U.S. Cl. 435/68; 435/70; 435/172.3; 435/240.1; 435/240.2; 435/320; 435/948; 435/252.33; 530/383; 536/27; 514/2; 514/8

[58] Field of Search 435/68, 70, 172.3, 253, 435/255, 256, 240.1, 240.2, 320; 530/383; 534/27; 935/11, 32, 34, 56, 57, 60, 70; 514/2, 8

References Cited

PUBLICATIONS

Wood et al, *Nature*, vol. 312, 22 Nov. 1984, pp. 330-336, "Expression of Active Human Factor VIII from Recombinant DNA Clones".

Toole et al, *Nature*, vol. 312, 22 Nov. 1984, pp. 342-347,

"Molecular Cloning of a cDNA Encoding Human Antihaemophilic Factor".

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Orr et al, *Thrombos Haemostasis*, vol. 57(1), p. 57, 1985, "Spacer Function Imp for the Heavily Glycosylated Region of Factor VIII".

Toole et al, *Proc. Natl. Acad. Sci.*, vol. 83, pp. 5939-5942, Aug. 1986, "A Large Region (\approx 95 kDa) of Human Factor VIII is Dispensable for in vitro Procoagulant Activity".

Kaufman et al, *Proteases in Biological Control and Biotechnology*, J. Gen. Biochem. Supp., 10D 275 (1968).

Primary Examiner—Robin Teskin
Attorney, Agent, or Firm—David L. Berstein; Bruce M. Eisen; Ellen J. Kapinos

[57] ABSTRACT

Novel procoagulant proteins are disclosed which comprise the amino acid sequence:

A-X-B

wherein region A represents the polypeptide sequence Ala-20 through Arg-759 substantially as shown in Table 1; region B represents the polypeptide sequence Ser-1709 through Tyr-2351 substantially as shown in Table 1; and region X represents a polypeptide sequence comprising up to 949 amino acids substantially duplicative of sequences of amino acids within the sequence SER-760 through Arg-1708 of Table 1, wherein the amino terminus of X is covalently bonded through a peptide bond designated "-" to the carboxy terminus of A, and the carboxy terminus of X is likewise bonded to the amino terminus of B. Methods of making such proteins and their use in pharmaceutical preparations is also disclosed.

12 Claims, No Drawings

NOVEL PROCOAGULANT PROTEINS

This application is a continuation in part of U.S. Ser. No. 725,350 (filed Apr. 12, 1985), now abandoned, the contents of which are hereby incorporated by reference.

This invention relates to a novel series of proteins which exhibit procoagulant properties. These proteins have marked structural differences from human factor VIII:C, but have similar procoagulant activity.

Factor VIII:C is the blood plasma protein that is defective or absent in Hemophilia A disease. This disease is a hereditary bleeding disorder affecting approximately one in 20,000 males. The structure of factor VIII:C is described in U.S. Patent Applications Ser. Nos. 546,650 filed Oct. 28, 1983 and 644,036 filed Aug. 24, 1984, which are incorporated herein by reference and in *Nature* 312:306, 307, 326 and 342.

One of the problems presently encountered with the use of human factor VIII:C for treatment of hemophilia arises from its antigenicity. A significant percentage of hemophiliacs have developed an immune reaction to the factor VIII:C used for their treatment. Non-hemophiliacs can also develop or acquire hemophilia when their immune systems become sensitized to factor VIII:C and produce circulating antibodies or "inhibitors" to factor VIII:C. In either case, the effect is the neutralization of whatever factor VIII:C is present in the patient, making treatment very difficult. Until now, the method of choice for treating hemophiliacs with this problem has been to administer, in cases of severe bleeding episodes, non-human factor VIII:C, such as treated porcine factor VIII:C. See Kernoff et al., *Blood* 63:31 (1984). However, the antibodies which neutralize the clotting ability of human factor VIII:C will react to a varying extent with factor VIII:C of other species, and the porcine protein is itself antigenic, thus both the

short-term and long-term effectiveness of such treatment will vary.

Additionally, patients frequently display adverse reactions to infusion with the porcine factor VIII:C. The use of porcine factor VIII:C in spite of the risks has been justified because of the lack of reliably effective alternatives. Kernoff, *supra* at 38. The present invention provides an alternative to the administration of porcine factor VIII:C.

This invention provides for proteins which have procoagulant activity similar to that of factor VIII:C and also have substantially lower molecular weight. These proteins are schematically depicted by formula (1) as follows:

A-X-B

(1)

wherein A represents a polypeptide sequence substantially duplicative of the sequence Ala-20 through Arg-759; B represents a polypeptide sequence substantially duplicative of the sequence Ser-1709 through the C-terminal Tyr-2351; and X represents a polypeptide sequence of up to 949 amino acids substantially duplicative of sequences of amino acids within the sequence Ser-760 through Arg-1708. The amino terminus of region X is covalently bonded through a peptide bond (designated "-" in formula 1) to the carboxy terminus of A. The carboxy terminus of region X is likewise bonded to the amino terminus of B. Numbering of amino acids throughout this disclosure is with reference to the numbering of amino acids in Table 1 in which the first amino acid, Met, of the leader sequence is assigned Number 1. Protein domain X may comprise a continuous but shorter sequence selected from the region Ser-760 through Arg-1708. Alternatively X may comprise two or more amino acid sequences selected from that region which are covalently bonded by a peptide bond (maintaining an ascending numerical order of amino acids).

TABLE 1

5' GAA TTCCCACTGGTAAGTCCCTAAAGGCTGGAAAGAAATTCTGAAATTAACTTAACTGAAATT											
TTACTTTCCCTCTGGGACCTAAAGATATTAGAGAAGAATTAAACCTTTGCTCTCCAGTGAACATTCTAGCAAAATT											
MET	Gln	Ile	Leu	Ser	Thr	Cys	Phe	Leu	Arg	Phe	Phe
ATG	CAA	ATA	CTC	TCC	ACC	TGC	TTC	CTT	CCA	TTC	TTT
Ser	Ala	Thr	Arg	Tyr	Tyr	Leu	Gly	Ala	Val	Arg	Tyr
ACT	CCC	ACC	AGA	TAC	TAC	CTG	GAA	CTG	TCA	TTC	ATC
Gln	Ser	Asp	GAT	Leu	Gly	CAG	CTG	Pro	Val	Arg	Pro
CAA	AGT	GAT	CTC	GGT	CAG	CTG	CCT	Arg	Ala	AGA	Arg
Lys	Ser	Pho	Pro	Phe	Asn	Thr	Ser	Val	Tyr	Lys	Val
AAA	TCT	TTT	CCA	TTC	AAC	ACC	TCA	CTC	GTG	AAA	TAT
Pho	Thr	Val	His	Leu	Pho	Asn	Ile	Ala	Pro	Pro	Pro
TTC	ACG	GTT	CAC	CTT	TTC	AAC	ATC	CCG	ACC	CCC	CCT
Leu	Gly	Pro	Thr	Ile	Gln	Ala	Glu	Val	Tyr	Leu	Leu
CTA	GGT	CCT	ACC	ATC	CAG	CTC	GAG	GTG	ACA	GTG	CTG
Asn	MET	Ala	Ser	His	Pro	Val	Ser	Leu	Ala	Val	Val
AAC	ATG	GCT	TCC	CAT	CCT	GTC	ACT	CTT	CAT	GTT	TAC
Ala	Ser	Glu	Gly	Ala	Glu	Tyr	Asp	Gln	Thr	Val	Leu
GCT	TCT	CAG	CCA	CCT	CAA	TAT	CAT	CAT	ACA	GTG	CTT
Asp	Lys	Val	Pho	Pro	Gly	Gly	Ser	His	Thr	Val	Val
GAT	AAA	GTC	TTT	CCT	CCT	GGG	ACC	CAT	TAT	TAC	TAC
Ala	Ser	Gly	Pro	MET	Ala	Ser	Asp	Pro	Leu	Gln	Arg
AAT	GGT	CCA	ATG	GCC	TCT	CAC	CAT	CAT	CTG	CTG	CTG
Val	Asp	Leu	Val	Lys	Asp	Leu	Asn	Ser	Gly	Leu	Leu
GTG	GAC	CTG	CTA	AAA	GAC	TTC	AAU	TCA	CGC	CTC	CTA
Arg	Glu	Gly	Ser	Leu	Ala	Lys	Glu	lys	Thr	Leu	Leu
AGA	CAA	GGG	AGT	CTG	GCG	AAQ	CAA	AGG	ACA	ACC	CTA
Leu	Pho	Ala	Val	Pho	Asp	Glu	Gly	Lys	Ser	Tyr	Tyr
CTT	TTT	GCT	GTG	TTT	CAT	GAA	GGG	AAA	Arg	CTG	CTG
Leu	MET	Gln	Asp	Arg	Asp	Ala	Ser	Ala	Arg	Pro	lys
TTG	ATG	CAG	CAT	AGG	CAT	GCT	TCT	CCG	GCC	TCT	TTT
Val	Asn	Gly	Tyr	Val	Val	Gly	Arg	Ser	Leu	Ile	Asn
GTC	AAT	CGT	TAT	GTA	AAA	AGG	TCT	TCA	GAA	AGG	AGG
Ser	Val	Tyr	Trp	His	Val	Ile	Gly	MET	Gly	Thr	Pro
TCA	CTC	TAT	TGG	CAT	CTG	ATT	GCA	ATG	ACC	CTT	CTG
Pho	Lys	Glu	Gly	His	Thr	Phe	Ieu	Val	Arg	Ala	Glu
TTC	CTC	CAA	ACA	CAC	CTC	TTT	CTT	ACC	AAC	CCC	CTG

TABLE 1-continued

Ile	Ser	Pro	Ile	Thr	Phe	Leu	Thr	Ala	Gln	Thr	Leu	MET	Asp	Ile	Gly	Gln	324
ATC	TCG	CCA	ATA	ACT	TTG	CTT	ACT	CCT	CAA	ACA	CTC	ATG	CAC	CTT	GGA	CAG	
Phe	Leu	Leu	Phe	Cys	His	Ile	Ser	His	Gln	CAC	CAT	GGC	MET	Glu	Ala	Tyr	342
TTT	CTA	CTG	TTT	TCT	CAT	ATC	TCT	TOC	CAA	CAA	CTA	ATG	ATG	GAT	CTT	TAT	
Val	Lys	Val	Asp	Ser	Cys	Pro	Glu	GAG	Pro	Gln	CTA	CGA	MET	Lys	Asn	Asn	360
GTC	AAA	GTA	GAC	AGC	TGT	CCA	GAG	GAA	CCC	CAA	CTA	AAA	ATG	AAA	AAT	AAT	
Glu	Ala	Glu	Asp	Tyr	Asp	Asp	Leu	Asp	Leu	Asp	GAA	ATG	ATG	ATG	Val	Arg	378
GAA	GCG	GAA	GAC	TAT	GAT	GAT	GAT	CTT	ACT	CAT	TCT	GAT	GAT	GTC	GAG	AGG	
Phe	Asp	Asp	Asp	Asn	Ser	Pro	Ser	Phe	Ala	Gln	Ala	GAA	Asp	Val	Val	Arg	396
TTT	GAT	GAT	GAC	AAC	TCT	CCT	TCC	TTT	ATC	CAA	ATT	GCT	GTC	GTC	GAG	AAG	
His	Pro	Lys	Thr	Trp	Val	His	Tyr	Ile	Ala	Glu	Glu	GAG	Asp	Trp	Tyr	Tyr	414
CAT	CCT	AAA	ACT	TGG	GTA	CAT	TAC	ATT	GAC	GAA	GAA	GAC	TGG	TGG	GAC	TAT	
Ala	Pro	Leu	Val	GCC	Ala	Pro	Asp	Asp	Asp	AGA	AGT	TAT	AAA	AGT	TAT	TTG	432
GCT	CCC	TTA	GTC	CTC	CCC	CAT	GAC	GAC	GAC	GAC	GAC	CAA	TAT	TAT	TTG	AAC	
Asn	Gly	Pro	Glu	Arg	Ile	Gly	ATR	Lys	Tyr	Lys	TAT	AAA	AGT	Glu	Tyr	Leu	450
AAU	GCC	CCT	CAO	CGG	ATT	GGT	AGG	AAC	TAC	AAA	CTC	CGA	TAT	MET	Ala	Tyr	
Thr	Asp	Glu	Thr	Phe	Lys	Thr	ATR	Glu	Ala	Ile	CAG	CAT	GCA	TGG	CCA	TAC	468
ACA	CAT	GAA	ACC	TTT	AAG	ACT	CGT	GAA	CCT	ATT	GAC	GAA	TAT	ATC	Glu	Ile	
Gly	Pro	Leu	Leu	Tyr	Gly	Glu	GAA	GTT	Gly	Asp	Thr	Leu	Leu	Ile	Arg	Leu	486
GGA	CCT	TTA	CTT	TAT	GGG	GAA	ATC	TAC	ATC	CAC	ACA	CTG	ATC	ATA	TAT	AAU	
Gln	Ala	Ser	Ala	Pro	Tyr	Asn	Ile	Tyr	Pro	His	Gly	Ile	ACT	ATC	Glu	Arg	504
CAA	GCA	AGC	ACA	CCA	TAT	AAA	AAU	ATC	CCT	CAC	CGA	ATC	ACT	CAT	GTC	CCT	
Leu	Tyr	Ser	Arg	Arg	Leu	Pro	Lys	Gly	Val	Lys	AAA	CAT	ATG	TTT	CCA	Ile	522
TTG	TAT	TCA	ACG	AGA	TTA	CCA	AAA	GGT	GTA	AAA	CTA	TTG	AAG	TTT	ATT		
Leu	Pro	Gly	Glu	GAA	Ile	Phe	Lys	Tyr	Lys	TGG	ACA	ACT	TCT	ATC	Glu	Asp	540
CTG	CCA	GGG	AAA	ATA	TTG	AAA	TAT	ACC	CGC	TAT	TCT	TCT	ACT	TTC	GCA	GCG	
Thr	Lys	Ser	Asp	Pro	Arg	Cys	Leu	Thr	Arg	Tyr	Ser	Ser	Pho	Val	Asn	MET	558
ACT	AAA	TCA	GAT	CCT	CGG	TGC	CTG	ACC	CGC	TAT	TAC	TCT	ACT	GTT	ATG	ATG	
GAG	Arg	Asp	Leu	Ala	Ser	Gly	Leu	Ile	Gly	Pro	Leu	Leu	Cys	TAC	Lys	Glu	576
GAA	GAA	QAT	CTA	GCT	TCA	GGG	CTC	ATT	CGC	CCT	CTC	CTC	ATC	TGC	AAA	GAA	
Ser	Val	Asp	Gln	Arg	Pro	Gly	Asn	Gln	Ile	MET	Ser	Asp	Lys	Arg	Val	Leu	594
TCT	GTA	GAT	CAA	AGA	CGG	AAA	CAG	ATA	ATG	TCA	ATG	ATG	AAT	GTC	ATG	CTG	
Pho	Ser	Val	Pho	Asp	Glu	Asn	ATG	Ser	Tyr	Leu	Thr	ACA	ATG	Asp	Gln	Arg	612
TTT	TCT	TTT	TCT	CAT	CAG	AAA	CGA	AGC	TAC	TCG	TAC	CTC	ATA	ATA	CAA	CGC	
Pho	Leu	Pro	Asn	Pro	Ala	Gly	Val	Gln	Leu	Glu	Pro	Pro	GAG	Glu	Ala	Ser	630
TTT	CTC	CCC	AAT	CCA	CGT	CGA	CTT	GTC	CAT	CCA	CTT	CGA	CCA	TTC	GCC	TCC	

TABLE I-continued

TABLE I-continued

TABLE 1-continued

Gly	Ala	Tyr	Ala	Pro	Val	Leu	Gln	Asp	Leu	Asn	Asp	Ser	Thr	Asn	1,278
GCA	GCA	TAT	CCT	CCA	GTA	CCT	CAA	CAT	TCA	AAT	GAT	TCA	ACA	AAAT	
Arg	Thr	Lys	His	Thr	Ala	His	Phe	Ser	Lys	Gly	Glu	Glu	Asn	Leu	1,296
AGA	ACA	AAG	AAA	ACA	CCT	ACA	CAT	TTC	AAA	AAA	CAG	CAA	AAC	TTG	
Glu	Gly	Leu	Gly	Asn	Gln	Thr	Lys	Gln	Leu	CAG	Ala	Cys	Thr	Thr	1,314
CAA	GCC	TTG	GGA	AAT	CAA	ACC	AAG	CAA	ATT	CTA	CAG	TAT	CCA	ACA	
Arg	Ile	Ser	Pro	Asn	Thr	Ser	Gln	Gln	Asn	Phe	Val	Thr	Gln	Arg	1,332
AGC	ATA	TCT	CCT	AAT	ACA	AGC	CAG	CAG	AAT	TTT	CTC	ACG	CCT	AAG	
Ala	Leu	Lys	Gln	Phe	Arg	Leu	Pro	Leu	Glu	Glu	Thr	Glu	Lys	Arg	1,350
CCT	TTG	AAA	CAA	TTC	AGA	CTC	CCA	CTA	GAA	ACA	CAA	CTT	GAA	AAA	
Ile	Val	Asp	Asp	Thr	Ser	Thr	Gln	TP	TCC	AAA	Asn	MET	Lys	Leu	1,368
ATT	GTG	GAT	GAC	ACC	TCA	ACC	CAC	TGG	AAA	AAC	ATG	ATG	AAA	TTC	
Ser	Thr	Leu	Thr	Gln	Ile	Asp	Tyr	Asn	Glu	Lys	Glu	Gly	Ala	Ile	1,386
Arg	ACC	CTC	ACA	CAG	ATA	GAC	TAC	AAT	GAG	GAC	AAA	GCC	GGG	ACT	
Ser	Pro	Leu	Ser	Asp	Cys	Leu	Thr	Arg	Ser	His	Ser	Ile	Pro	Gln	1,404
TCT	CCC	TTA	TCA	GAT	TGC	CTT	ACG	AGG	AGC	ACT	CAT	ATC	CCT	GCA	
Ser	Pro	Leu	Pro	Ile	Ala	Lys	Val	Ser	Pho	Pro	Ser	Ile	Arg	Pro	1,422
TCT	CCA	TTA	CCC	ATT	GCA	AAG	GTA	TCA	TTT	CCA	TCT	ATT	AGA	CTT	
Leu	Thr	Arg	Val	Leu	Pho	Gln	Asp	Asn	Ser	Ser	His	Leu	Pro	Ala	1,440
CTG	ACC	AGG	GTC	CTA	TTC	CAA	GAC	AAC	Ser	Ser	CAT	CTT	GCA	TCT	
Arg	Lys	Asp	Ser	Gly	Val	Gln	Ser	AGC	AGC	ACT	Pho	Leu	Gly	Ala	1,458
ACA	AAG	AAA	GAT	TCT	GGG	GTC	CAA	GAA	Ser	Ser	CAT	TTA	CGA	CCC	
Lys	Asn	Asn	Leu	Ser	Leu	Ala	Ile	Leu	Thr	Glu	MET	Thr	Gly	Asp	1,476
AAA	AAT	AAC	CTT	TCT	GGG	CTA	ATT	CTA	ACC	TTG	GAG	ATG	CGT	CAT	
Glu	Val	Gly	Ser	Leu	Gly	Thr	Ser	Ala	Thr	Asn	Ser	Val	Tyr	Lys	1,494
QAG	GTT	GGC	TCC	CTG	GGG	ACA	ACT	GCC	ACA	AAT	GCA	GTC	TAC	AAA	
Glu	Asn	Thr	Val	Leu	Pro	Lys	Pro	Asp	Leu	Pro	Lys	Thr	Gly	Val	1,512
CAG	AAC	ACT	GTT	CTC	CCG	AAA	CCG	GAC	TTG	CCC	AAA	ACA	CGC	GAA	
Leu	Leu	Pro	Lys	Val	His	Ile	Tyr	Gln	Lys	Asp	Leu	Pro	Thr	Ser	1,530
TTG	CTT	CCA	AAA	GTT	CAC	ATT	TAT	CAG	AAA	CAC	CTA	TTC	CGT	AGC	
Asn	AAT	Gly	Ser	Pro	Gly	His	Leu	Asp	Leu	Glu	Gly	Ser	Leu	Gly	1,548
Glu	Gly	Ala	Ile	Lys	Tyr	Asn	Glu	Ala	Asn	Arg	Pro	Gly	Lys	Thr	1,566
GAG	GGA	GCG	ATT	AAC	TGG	AAT	GAA	CCA	AAA	AGA	CCT	CGA	AAA	CTT	
Arg	Val	Ala	Thr	Glu	GAA	Ser	Arg	Ala	Lys	Thr	Pro	Asp	Leu	CTT	1,584
AGA	GTA	GCA	ACA	AGC	TCT	TCT	ACT	GCA	AAA	ACT	CCC	CTA	CAT	CCT	

TABLE I-continued

Ala	T _{rp}	Asp	Asn	His	Tyr	Gly	Thr	Gln	Ile	Pro	Lys	Glu	T _{rp}	Lys	Ser	Gln	
GCT	TGG	GAT	AAC	CAC	TAT	GGT	ACT	CAG	ATA	CCA	AAA	GAA	TGG	AAA	TCC	CAA	
Glu	Lys	Ser	Pro	Glu	Lys	Thr	Ala	Phe	Lys	Lys	Asp	Glu	Thr	Ile	Leu	Leu	
GAG	AAG	TCA	CCA	GAA	AAA	ACA	GCT	TTT	AAA	AAA	Asp	GAT	ACC	ATT	TTC	CTG	
Asn	Ala	Cys	Ser	Asn	Asn	Asn	Ala	Ile	Ala	Ala	Asn	Glu	Gly	Glu	Leu	Lys	
AAC	GCT	TGT	CAA	AGC	AAT	CAT	GCA	ATA	ATA	ATA	AAA	GAG	CGA	CAA	AAT	AGG	
Pro	Glu	Ile	Glu	Val	Val	Trp	Ala	Lys	Gln	Gly	Asp	Thr	Glu	Leu	Cys	Ser	
CCC	GAA	ATA	GAA	GTC	ACC	TCC	GCA	AAO	CAA	CAA	AGG	AGG	CAA	ACT	TCC	TCT	
Glu	Asn	Pro	Pro	Val	Leu	Lys	Ala	His	Gln	Asp	Glu	Ile	Asp	AGT	ACT	AGG	
CAA	AAC	CCA	CTC	CCC	CAT	TTC	CCC	CAT	CAA	CGC	CGT	ATA	CGT	ACT	ACT	CTT	
Glu	Ser	Asp	Gln	Glu	Glu	GAA	Ile	Asp	Tyr	Asp	Asp	Ile	Ser	Val	Glu	Lys	
CAG	TCA	GAT	CAA	GAG	GAA	ATT	CAC	TAT	CAT	CAT	ACC	ATA	TCA	GTT	GAA	AGG	
Lys	Glu	Asp	The	Asp	Ile	Tyr	Asp	Glu	Asp	Glu	Asn	Gln	Ser	Pro	Arg	Phe	
AAG	GAA	GAT	TTC	GAC	ATT	TAT	CAT	GAG	CAT	GAA	AAT	CAC	AGC	CCC	CGC	AGC	
Glu	Lys	Lys	Thr	Ala	His	Tyr	Phe	Ile	Ala	Ala	Val	Glu	Asp	Leu	Trp	Tyr	
CAA	AAG	AAA	ACA	CCA	CAC	TAT	TTT	ATT	GCT	GCA	GTG	GAG	AGC	CTC	TGG	TAT	
Gly	MET	Ser	Ser	Pro	His	Val	Val	Leu	Arg	Asn	Asp	Ala	Gln	Ser	Gly	Val	
CCG	CAG	TTC	AGC	TCC	CAT	GTT	GTT	CTA	AGA	AAC	AGG	GCT	CAG	AGT	GGC	GTC	
Pro	Glu	Phe	Lys	Lys	Val	Val	Phe	Glu	Phs	Glu	Phs	Thr	Asp	Gly	Ser	Phe	
CCT	CAG	TTC	AAG	AAA	GTT	GTT	TTC	CAA	TTC	CTA	TTC	ACT	GAT	CGC	TCC	TAT	
Pro	Leu	Tyr	Arg	Gly	Glu	Leu	Asn	Gln	His	Leu	Gly	Leu	Gly	Pro	Tyr	Ile	
CCC	TTA	TAC	CCT	GGA	CTA	AAA	ATA	GAA	CAT	TTC	GGA	CTC	GAA	CTG	CCA	TAT	ATA
Arg	Ala	Glu	Val	Glu	Asp	Asn	Ile	MET	Val	Thr	Phe	Arg	Asn	Gln	Ala	Ser	
AGA	GCA	GAA	GAA	GAA	GAT	AAT	ATC	ATG	GTA	ACT	TTC	AGA	AAA	ACT	CAG	CGT	
Pro	Tyr	Ser	Phe	Tyr	Ser	Ser	Leu	Ile	Ser	Tyr	Glu	GAA	Asp	Gln	Arg	TGG	
CCC	TAT	TCC	TTC	TAT	TCT	AGC	CTT	ATT	TCT	TAT	GAG	GAA	Asp	Cys	Lys	TGG	
Ala	Glu	Pro	Arg	Lys	Asn	Phe	Val	Lys	Pro	Asn	Glu	Thr	Lys	Thr	Phe	TGG	
GCA	CCT	AGA	AAA	AAA	AAC	TTT	GTC	AAG	CCT	AAA	GAA	ACT	AAA	TAC	TAC	TGG	
Lys	Val	Gln	His	MEF	Ala	Pro	Thr	Lys	Asp	GAT	GAG	TTT	GAC	TGC	Gly	Gly	
AAA	CTG	CAA	CAT	CAT	ATG	GCA	CCC	ACT	ACT	AAA	AAA	AAA	AAA	AAA	AAA	AAA	
Ala	Tyr	Phe	Ser	Asp	Asp	Val	Asp	Glu	Lys	Asp	Val	His	Ser	Gly	Leu	Gly	
GCT	TAT	TTC	GAT	GAT	GAT	GAC	GAC	GAA	AAA	CAT	GTC	CAC	TCA	GGC	CTG	GGG	
Pro	Leu	Leu	Val	Cys	CAC	ACT	Ala	Asn	Thr	Leu	Asn	Ala	Gly	Arg	Val	Val	
CCC	CTT	CTG	CTC	TGC	TGC	ACT	Leu	Leu	CTG	AAA	AAA	CCT	GAT	CGG	CTG	CTG	
Thr	Val	Glu	Glu	Phe	Ala	Leu	Phe	Phe	Thr	Ile	Phe	Asp	Glu	Thr	Iys	Tp	

TABLE 1-continued

ACA	CTA	CAG	GAA	TTT	GCT	CTG	TTT	TTC	ACC	ATC	TTT	CAT	GAG	ACC	AAA	AGC	TCG
Thy TAC	Phe Thr	Glu CAA	Asn AAT	MET ATG	Glu CAA	Asn AAC	Phe AGA	Asn AGA	Cys TGC	Arg ACC	Ala CCT	Pro CCC	Cys TGC	Asn AAT	Ile ATC	Gln CAG	MET ATG
Glu CAA	Asp Pro	Phe ACT	Thr ACT	Lys AAA	Glu CAG	Asn AAT	Thr TAT	Phe CGC	Arg TTC	Ala GAT	His CAT	Ala GCA	Ile ATC	Asn AAT	Gly CGC	Tyr TAC	Ile ATA
MET ATG	Asp CAT	Phe GAT	Thr CCA	Leu Pro	Gly GGC	Leu GAA	MET ATG	Ala GCT	Asp GAT	Gln CAA	Arg AGG	Ile ATT	Arg AGG	Ile ATC	Trp CGA	Tyr TCG	Tyr TAT
Leu CTC	Ser CTC	MET ATG	Gly CGC	Ser Asn	Glu CAA	Asn AAC	Ala ATC	Ile His	Ser Ile	His TCT	Ala ATT	Ala CAT	Phe TTC	Ser ACT	Gly CCA	His CAT	Ile CAT
Val GTG	Phe Thr	Val CTA	Arg CCA	Lys AAA	Glu CAG	Glu CAG	Tyr TAT	Lys AAA	MET ATG	Ala GCA	Leu CTC	Ile ATC	Leu GCA	Tyr TAC	Asn AAT	Leu CTC	Tyr TAT
Pro CCA	Gly Val	Gly GTT	Phe GAC	Thr Val	Glu GAA	MET ATG	Leu TTA	Pro CCA	Ser Lys	Ala GCA	Gly CGA	Ile ATT	Gly GGA	Ile Trp	Arg TCC	Arg CGG	Ile CGG
Val GTG	Cys GAA	TGC CTT	Ile GAC	Gly GAC	Glu GAC	Asn GAA	Ala CCA	Ile CCT	Ala GCA	Gly CGG	Arg ATG	Ser AGC	Ala ACA	Leu CTC	Arg TCC	Leu CTC	Arg CGG
Val GTG	Tyr Ser	Asn ATT	Ile AAG	Cys TGT	Cys CAA	Asn ACT	Pro CCC	Ile GCA	MET ATG	Ala GCT	Arg TCT	Ser AGC	Ala ATT	Gly CAC	Ile ATT	Arg AGA	Ile AGA
Asp CAT	Phe Gln	Ile ATT	Thr ACA	Gly GCT	Gly TCA	Ser CGA	Ala CAA	Gly GCA	Tyr TAT	Ala GCA	Trp TGG	Ala GCC	Pro CCA	Ile AGC	Leu CTC	Leu CTC	Leu CGC
Arg AGA	Leu CTT	TAC AGC	Asn ATT	Lys AAG	TGT CAG	Arg ACT	Pro CCC	Cys CGG	Gly GGA	MET ATG	Gly GCA	Ser AGC	Ala ACC	Gly CCC	Ile ATT	Arg AGA	Ile AGA
Trp TGC	Ile Lys	Val GTG	Ile ATT	Ala Ser	Gly CGA	Ser CGA	Ala CAA	Gly GCA	Tyr TAT	Ala GCA	Trp TGG	Ala GCC	Pro CCA	Ile AGC	Leu CTC	Leu CTC	Leu CGC
Gly GGT	Ala Arg	GCC CGT	Ala AAG	Gln AAG	TTC TCC	Phe Ser	Ser Leu	Tyr Ile	Ala ATC	Tyr ATC	TCT CAG	Set Ser	Thr Lys	Glu GAG	Pro CCA	Ile ATT	Tyr TCT
Ser AGT	Leu CTT	Asp GAT	Gly GGG	Lys AAG	Trp TGG	CAG ACT	Ile Asn	Ala ATC	Ala GCC	Arg ATG	Gly GCA	Arg ACC	Ile AGC	Gly CCC	Ile ATT	Arg AGA	Ile AGA
MET ATG	Val Phe	GTC TTC	Arg GGC	CAG AAT	Asn CTC	Asp CTC	Ser Leu	Tyr Ile	Ala ATC	Tyr ATC	TCT CAG	Ile ATC	Ala ATC	Phe CCC	Ile ATT	Arg ATT	Ile ATT
Pro CCT	Ile Ile	Leu CTT	Asp GAT	Gly GGG	Lys AAG	Trp TGG	CAG ACT	Gln Thr	Arg TAT	Gly CGA	Asn AAT	Ser TCC	Thr ACT	Gly CCA	Asn ATT	Leu TTA	Arg TTA
Ser AGC	Leu ACT	Ile ATT	Ala GCT	Ala CGA	Arg TAC	Ile Asp	Ser Ser	Gly TAT	Arg CGA	Ile CCA	Asn CCA	Ile ACT	Ile CCA	Gly ACC	Ile ATT	Arg CCC	Ile CCC
Leu TTG	Gly MET	Leu CTT	Arg CGC	MET ATG	Glu GAG	Leu ATG	MET CGG	Cys CCC	Arg GAT	Leu GAT	Asn ATT	Pro TCC	Ser AGC	Ser ATG	MET ATG	Pro CCA	Arg CCA

TABLE 1-continued

By way of example, one compound of this invention contains a region X comprising the amino acid sequence of Ser-760 to Pro-1000 followed by the amino acid sequence of Asp-1582 to Arg-1708. That compound thus comprises the polypeptide sequence of Ala-20 to Pro-1000 covalently linked by a peptide bond to amino acids Asp-1582 to Tyr-2351. Another exemplary compound contains a region X comprising the amino acid sequence Ser-760 to Thr-778 followed by the sequence Pro-1659 to Arg-1708. That compound thus comprises the polypeptide sequence Ala-20 to Thr-778 covalently linked by a peptide bond to the sequence Pro-1659 through Tyr-2351. Still another exemplary compound contains a region X comprising the amino acid sequence Ser-760 to Thr-778 followed by the sequence Glu-1694 to Arg-1708. That compound thus comprises the polypeptide sequence Ala-20 to Thr-778 covalently linked by a peptide bond to amino acids Glu-1694 through Tyr-2351.

These exemplary compounds are depicted schematically in Table 2.

The amino acid sequence represented by X should be selected so that it does not substantially reduce the procoagulant activity of the molecule, which activity can be conveniently assayed by conventional methods. Compound (2) of Table 2 is a presently preferred embodiment.

The procoagulant protein may be produced by appropriate host cells transformed by factor VIII:C cDNA which has been specifically altered by use of any of a variety of site-specific mutagenesis techniques which will be familiar to those of ordinary skill in the art of recombinant DNA.

The starting materials may be a DNA sequence which codes for the complete factor VIII:C molecule, e.g., the complete human factor VIII:C as shown in Table 1, a truncated version of that sequence, or it may comprise segments of that DNA sequence, so long as the starting materials contain at least sufficient DNA to code for the amino acid sequences of the desired polypeptide.

TABLE 2

EXEMPLARY COMPOUNDS A-X-B

Compound	Amino Acid Sequence	X	Deletion
(human factor VIII:C)	(Ala ₂₀ →Tyr ₂₃₅₁)	(Ser ₇₆₀ →Arg ₁₇₀₈)	0
1	(Ala ₂₀ →Pro ₁₀₀₀)→(Asp ₁₅₈₂ →Tyr ₂₃₅₁)	(Ser ₇₆₀ →Pro ₁₀₀₀)→(Asp ₁₅₈₂ →Arg ₁₇₀₈)	581
2	(Ala ₂₀ →Thr ₇₇₈)→(Pro ₁₆₅₉ →Tyr ₂₃₅₁)	(Ser ₇₆₀ →Thr ₇₇₈)→(Pro ₁₆₅₉ →Arg ₁₇₀₈)	880
3	(Ala ₂₀ →Thr ₇₇₈)→(Glu ₁₆₉₄ →Tyr ₂₃₅₁)	(Ser ₇₆₀ →Thr ₇₇₈)→(Glu ₁₆₉₄ →Arg ₁₇₀₈)	915

A and B are as defined, supra; "→" represents a peptide bond; "→" indicates a polypeptide sequence inclusive of the specified amino acids; amino acid numbering corresponds to the numbering of the sequence depicted in Table 1; and "deletion" indicates the number of amino acids deleted relative to human factor VIII:C.

The procoagulant proteins of the present invention, in addition to lacking a substantial amino acid segment of human factor VIII:C, also have fewer potential N-glycosylation sites than human factor VIII. Preferably, at least one N-glycosylation site has been deleted. More preferably, 18 of the 25 potential N-glycosylation sites are not in the molecule. In still more preferred embodiments, up to 19 of the 25 potential N-glycosylation sites are removed. While not wishing to be bound by theory, it is presently believed that the antibodies to factor VIII:C which are directed to antigenic determinants contained in the protein segment deleted in accordance with this invention, i.e., in the amino acid segment itself or in the carbohydrate portion of the glycosylated protein, will not neutralize the procoagulant proteins of

the present invention. Moreover, the fact that the procoagulants of the present invention lack many of the sites for non-human glycosylation by the non-human mammalian or other cells used to produce the proteins is also believed to reduce the antigenicity of that protein, and lessen the likelihood of developing antibodies to the procoagulants. This may enable facilitating the treatment of patients in need of procoagulant therapy.

I contemplate that my compounds can be produced by recombinant DNA techniques at a much lower cost than is possible for production of human factor VIII. The host organisms should more efficiently process and express the substantially simpler molecules of this invention.

The compounds of this invention can be formulated into pharmaceutically acceptable preparations with parenterally acceptable vehicles and excipients in accordance with procedures known in the art.

The pharmaceutical preparations of this invention, suitable for parenteral administration, may conveniently comprise a sterile lyophilized preparation of the protein which may be reconstituted by addition of sterile solution to produce solutions preferably isotonic with the blood of the recipient. The preparation may be presented in unit or multi-dose containers, e.g. in sealed ampoules or vials. Their use would be analogous to that of human factor VIII, appropriately adjusted for potency.

One method by which these proteins can be expressed is by use of DNA which is prepared by cutting a full-length factor VIII:C cDNA with the appropriate restriction enzymes to remove a portion of the DNA sequence that codes for amino acids 760 to 1708 of human factor VIII:C. The cut DNA is then ligated with an oligonucleotide that resects the cut DNA and maintains the correct translational reading frame.

Preparation of the cDNA has been set forth in detail in U.S. patent applications Ser. Nos. 546,650 and 644,086, supra. A pSP64 recombinant clone containing the nucleotide sequence depicted in Table 1, designated as pSP64-VIII, is on deposit at the American Type

55 Culture Collection under Accession Number ATCC 39812.

Restriction endonucleases are used to obtain cleavage of the human factor VIII:C cDNA, hereinafter the DNA source sequence, at appropriate sites in the nucleotide sequence. Unless otherwise noted, restriction endonucleases are utilized under the conditions and in the manner recommended by their commercial suppliers. The restriction endonucleases selected herein are those which will enable one to excise with substantial specificity sequences that code for the portion of the factor VIII:C molecule desired to be excised. BamHI and SacI are particularly useful endonucleases. However, the skilled artisan will be able to utilize other restriction

endonucleases chosen by conventional selection methods. The number of nucleotides deleted may vary but care should be taken to insure that the reading frame of the ultimate cDNA sequence will not be affected.

The resulting DNA fragments are then purified using conventional techniques such as those set forth in Maniatis et al., *Molecular Cloning, A Laboratory Manual* (Cold Spring Harbor Laboratory 1982) the disclosure of which is incorporated herein by reference, and *Proc. Natl. Acad. Sci.* 76:615-619 (1979). The purified DNA is then ligated to form the sequence encoding the polypeptide of the preferred invention. When necessary or desirable, the ligation may be within an oligonucleotide that resects the cut DNA and maintains the correct translational reading frame using standard ligation conditions. Ligation reactions are carried on as described by Maniatis et al., supra at 2453-6 using the buffer described at page 246 thereof and using a DNA concentration of 1-100 μ g/ml, at a temperature of 23° C. for blunt ended DNA and 16° C. for "sticky ended" DNA. The following double-stranded oligonucleotide is useful when there is BamHI/SacI deletion such as described infra,

5'P-CATGGACCG-3'
3'-TCGAGTACCTGGCCTAG 5';

but other oligonucleotides can be selected by the skilled artisan depending upon the deletions made and reaction conditions.

The DNA sequences encoding the novel procoagulant polypeptides can, in addition to other methods, be derived from the sequence of human factor VIII:C DNA by application of oligonucleotide-mediated deletion mutagenesis, often referred to as "loopout" mutagenesis, as described for example in Morinaga, Y. et al. *Biotechnology*, 636-639 (1984).

The new DNA sequences containing the various deletions can then be introduced into appropriate vectors for expression in mammalian cells. The procoagulant activity produced by the transiently transfected or stably transformed host cells may be measured by using standard assays for blood plasma samples.

The eukaryotic cell expression vectors described herein may be synthesized by techniques well known to those skilled in this art. The components of the vectors such as the bacterial replicons, selection genes, enhancers, promoters, and the like may be obtained from natural sources or synthesized by known procedures. See Kaufman et al., *J. Mol. Biol.*, 159: 51-521 (1982); Kaufman, *Proc. Natl. Acad. Sci.* 82: 689-693 (1985).

Established cell lines, including transformed cell lines, are suitable as hosts. Normal diploid cells, cell strains derived from in vitro culture of primary tissue, as well as primary explants (including relatively undifferentiated cells such as haematopoietic stem cells) are also suitable. Candidate cells need not be genotypically deficient in the selection gene so long as the selection gene is dominantly acting.

The host cells preferably will be established mammalian cell lines. For stable integration of the vector DNA into chromosomal DNA, and for subsequent amplification of the integrated vector DNA, CHO (Chinese hamster ovary) cells are presently preferred. See U.S. Pat. No. 4,399,216. Alternatively, the vector DNA could include all or parts of the bovine papilloma virus genome (Lusky et al., *Cell*, 36: 391-401 (1984) and be carried in cell lines such as C127 mouse cells as a stable

episomal element. Other usable mammalian cell lines include HeLa, COS-1 monkey cells, melanoma cell lines such as Bowes cells, mouse L-929 cells, 3T3 lines derived from Swiss, Balb-c or NIH mice, BHK or HaK hamster cells lines and the like.

Stable transformants then are screened for expression of the procoagulant product by standard immunological or enzymatic assays. The presence of the DNA encoding the procoagulant proteins may be detected by standard procedures such as Southern blotting. Transient expression of the procoagulant genes during the several days after introduction of the expression vector DNA into suitable host cells such as COS-1 monkey cells is measured without selection by enzymatic or immunologic assay of the proteins in the culture medium.

The invention will be further understood with reference to the following illustrative embodiments, which are purely exemplary, and should not be taken as limiting the true scope of the present invention, as described in the claims.

EXAMPLE 1

10 μ g. of the plasmid pACE, a pSP64 (Promega Biotech, Madison, Wis.) derivative, containing nucleotides 562-7269 of human factor VIII:C cDNA (nucleotide 1 is the A of the ATG initiator methionine codon) was subjected to partial BamHI digestion in 100 μ l containing 50 mM Tris.HCl ph 8.0, 50 mM MgCl₂, and 2.4 units 30 BamHI (New England Biolabs) for 30 minutes at 37° C. The reaction was terminated by the addition of EDTA to 20 mM and then extracted once with phenol, once with chloroform, ethanol precipitated and pelleted by centrifugation. DNA was redissolved, cleaved to completion in 50 μ l using 40 units SacI for 1.5 hours at 37° C. DNA was then electrophoresed through a buffered 0.6% agarose gel. An 8.1 kb fragment corresponding to the partial BamHI-SacI fragment of pACE lacking only the sequence corresponding to nucleotides 2992-4774 of the factor VIII:C sequence was purified from the gel using the glass powder technique described in *Proc. Natl. Acad. Sci.* 76: 615-619 (1979). Purified DNA was ligated with 100 pmoles of the following double-stranded oligonucleotide

5'P-CATGGACCG-3'
3'-TCGAGTACCTGGCCTAG 5';

using standard ligation conditions. The DNA sequence removed represents the deletion of 584 amino acid sequence beginning with amino acid 998 and continuing through 1581. The oligonucleotide inserted, however, encodes amino acids corresponding to 998-1000. Therefore, the polypeptide encoded contains deletion of 581 amino acids.

DNA was then used to transform competent *E. coli* bacteria, and DNA from several ampicillin resistant transformants was analyzed by restriction mapping to identify a plasmid harboring the desired SacI-BamHI deletion mutant. DNA from this plasmid was digested to completion with KpnI, which cleaves the plasmid uniquely at nucleotide 1816 of the factor VIII:C coding sequence. This DNA was ligated with a KpnI DNA fragment containing nucleotides 1-1815 of factor VIII:C DNA and a synthetic Sall site at nucleotides -11 to -5 and then used to transform competent *E. coli* bacteria.

Plasmid DNA was isolated and oriented by restriction mapping to identify a plasmid, pBSdK, containing the correct 5' to 3' orientation of the KpnI insert. Sall digestion, which excises the entire polypeptide coding region from the plasmid, was performed and the DNA electrophoresed through a buffered 0.6% agarose gel. The 5.3 Kb Sall fragment was purified from the gel as described above. This DNA fragment was ligated with XhoI cut pXMT2 DNA to give rise to plasmid pDGR-2. pXMT2 is a plasmid capable of expressing heterologous genes when introduced into mammalian cells such as the COS-1 African Green Monkey kidney cell line, and is a derivative of the expression vectors described in Kaufman, *supra* at 689-93. The expression elements are the same as described for plasmid pQ2 except that it contains a deletion of the adenovirus major late promoter extending from -45 to +156 with respect to the transcription start site of the adenovirus major late promoter. mRNA expression in pXMT is driven by the SV40 late promoter. The bacterial replicon, however, has been substituted to render bacteria containing the vector resistant to ampicillin rather than tetracycline. pXMT2 contains a unique Xho I site at a position which allows for expression of inserted cDNA from the SV40 late promoter. This Xho I site is convenient for inserting factor VIII:C cDNA constructs since these are flanked by Sall sites.

Restriction mapping of transformants identified a plasmid, pDGR-2, containing the correct 5' to 3' orientation of the polypeptide coding sequence relative to the direction of transcription from the SV40 late promoter. pDGR-2 is on deposit at the American Type Culture Collection under Accession number 53100.

EXAMPLE 2

Other novel procoagulant proteins may be obtained from constructs produced by oligonucleotide mediated deletion mutagenesis, using for example the "loopout" mutagenesis techniques as described in Morinaga et al., *supra*. The deletion mutagenesis is performed using expression plasmid pDGR-2 or any other appropriate plasmid or bacteriophage vector. Other methods for oligonucleotide mediated mutagenesis employing single stranded DNA produced with M13 vectors and the like are also suitable. See Zoller et al., *Nucl. Acids Res.* 10: 648-6500 (1982). For example, these deletions can be produced using the oligonucleotides

(A) 5'
AAAAGCAATTAAATGCCACCCAC-
CAGTCTTGAAACGCCA

(B) 5'
AAAAGCAATTAAATGCCACC-
GAAGATTTGACATTTATGA

to cause deletions in factor VIII:C cDNA from nucleotides (A) 2334 to 4974 or (B) 2334 to 5079. The proteins encoded by these constructs contain deletions of (A) 880 and (B) 915 amino acids relative to Factor VIII:C.

The deleted constructs are tested directly, or after subcloning into appropriate expression vectors, in order to determine if the novel proteins possess procoagulant activity. Procoagulant activity was assayed as described in Examples 3 and 4.

EXAMPLE 3

Expression of Procoagulant Molecules in COS Monkey Cells The expression plasmids containing the modified cDNA's prepared as in Examples 1 or 2 and the

full-length cDNA, pXMT-VIII, were introduced into COS-1 cells via the DEAE-dextran transfection protocol. Sompayrac and Dana 1981, *Proc. Natl. Acad. Sci.* 78: 7575-7578. Conditioned media was harvested 48 hours post-transfection and assayed for factor VIII-type activity as described in Toole et. al., 1984, *Nature* 312:342-347. The results of the experiment are summarized in Table 3. Both plasmids containing the modified cDNAs yielded procoagulant activity and, moreover, the activity was greater than that obtained using wild type cDNA. From these data it was concluded that removal of up to 880 amino acids (95,000 daltons) in a defined domain of human factor VIII does not destroy cofactor activity. Furthermore, these abridged procoagulant proteins retain their ability to be activated by thrombin.

TABLE 3

plasmid	# amino acids deleted	chromogenic activity (mUml ⁻¹)	Clotek activity	
			- IIa	+ IIa (fold)
No DNA	—	0	—	450
pXMT-VIII	—	15:1	—	450
pDGR-2	581	114	250	5750 (23X)
pLA-2	880	162	330	9240 (28X)

The plasmids indicated were transfected into COS cells and 48 hr. post-transfection the conditioned media taken for assay by the Kabi Coatest factor VIII:C method (chromogenic activity) and by the one-stage activated partial thromboplastin time (APTT) coagulation assay (Clotek activity) using factor VIII:C deficient plasma as described (Toole, *Nature* 1984). For thrombin (IIa) activation, samples were pretreated 1-10 min, with 0.2 units/ml thrombin (IIa) at room temperature. Activation coefficients are provided in parentheses. Activity from media from the wild-type (pXMT-VIII) transfection was too low to directly measure Clotek activity before thrombin activation. From other experiments where the wild type factor VIII activity was concentrated, it was demonstrated to be approximately 30-fold activatable.

EXAMPLE 4

Expression of Procoagulant Molecules in CHO Cells

(A) Expression of pDGR-2

The procoagulant expression vector containing a deletion (relative to the Factor VIII:C cDNA) of 581 amino acids (pDGR-2) was transfected with plasmid pAdD26SV(A) #3 (10 ug pDGR-2:1 ug pAdD26SV-(A) #3) by CaPO₄ coprecipitation CHO DHFR deficient cells (DUKX-B11) and transformants isolated and grown in increasing concentrations of MTX as described by Kaufman et. al., (1985). One transformant designated J1 exhibited the following activities as a function of resistance to increasing concentrations of MTX.

uM MTX	mUnits/ml/day/10 ⁶ cells*
0	1.46
0.02	322
0.1	499

(B) Expression of pLA-2

The procoagulant expression vector containing a deletion of 880 amino acids (pLA-2) was introduced into CHO DHFR deficient cells (DUKX-B11, Chasin and Urlaub, PNAS 77: 4216-4220, 1980 by protoplast fusion as described (Sandri-Goldin et al. Mol. Cell. Biol. 1: 743-752). After fusion, fresh medium containing 100 ug/ml of kanamycin, and 10 ug/ml of each of thymidine, adenosine, deoxyadenosine, penicillin, and streptomycin and 10% dialyzed fetal calf serum was added to each plate. The kanamycin was included to prevent the growth of any bacteria which had escaped conversion to protoplasts. Four days later the cells were subcultured 1:15 into alpha-media with 10% dialyzed fetal calf serum, penicillin, and streptomycin, but lacking the nucleosides. Colonies appeared after 10-12 days after subculturing cells into selective media. A group of 8 transformants were pooled and grown in sequentially increasing concentrations of MTX starting at 0.02 uM with steps to 0.1, 0.2, and 1.0 uM MTX (LA 3-5 cells; ATCC No. CRL 10/01). Results of factor VIII-type activity in cells resistant to increasing concentrations of MTX is shown below.

uM MTX	mUnits/ml/day/10 ⁶ cells*
0	16
0.02	530
0.2	1170
1.0	1890

*Factor VIII activity was determined by the Kabi Coatest factor VIII:C method (chromogenic activity).

What is claimed is:

1. A recombinant DNA which upon expression results in a truncated Factor VIII protein which is an active procoagulant wherein the recombinant DNA encodes for a protein having the amino acid sequence of a human Factor VIII:C except for having a deletion corresponding to at least 581 amino acids within the region between Arg-759 and Ser-1709, wherein the

amino acid numbering is with reference to Met-1 of the human Factor VIII:C leader sequence.

2. The recombinant DNA of claim 1 wherein the deletion corresponds to the region between Pro-1000 and Asp-1582.

3. The recombinant DNA of claim 1 wherein the deletion corresponds to the region between Thr-778 and Pro-1659.

4. The recombinant DNA of claim 1 wherein the deletion corresponds to the region between Thr-778 and Glu-1694.

5. A genetically engineered mammalian host cell containing, and capable of expressing, DNA of claim 1.

6. A genetically engineered mammalian host cell containing, and capable of expressing, DNA of claim 2.

7. A genetically engineered mammalian host cell containing, and capable of expressing, DNA of claim 3.

8. A genetically engineered mammalian host cell containing, and capable of expressing, DNA of claim 4.

9. A method for producing a truncated Factor VIII:C protein which is an active procoagulant having the amino acid sequence of a human Factor VIII:C but lacking at least 581 amino acids of the region between Arg-759 and Ser-1709 which comprises producing a genetically engineered mammalian host cell of claim 5 and culturing said host cell under condition permitting expression of the protein.

10. A truncated human Factor VIII:C protein which is an active procoagulant protein having a peptide sequence of human Factor VIII:C but lacking a peptide region selected from the group consisting of:

- (a) the region between Pro-1000 and Asp-1582;
- (b) the region between Thr-778 and Pro-1659; and,
- (c) the region between Thr-778 and Glu-1694.

11. A pharmaceutical preparation for the treatment of Hemophilia A comprising a sterile preparation containing an effective amount of a protein of claim 9, in admixture with a pharmaceutically accepted carrier.

12. A method for treating Hemophilia A comprising administering to a patient a pharmaceutical preparation of claim 11.

* * * * *

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 4,868,112
DATED : Sep. 19, 1989
INVENTOR(S) : John J. Toole, Jr.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In column 1, between lines 7 and 8 (before the second paragraph), insert the following:

-- This invention was made with Government support under DHHS grant S.R44 HL35946-03 awarded by the NIH. The Government has certain rights under the invention. --.

Signed and Sealed this
Third Day of November, 1992

Attest:

DOUGLAS B. COMER

Attesting Officer

Acting Commissioner of Patents and Trademarks

*** APPLICATION INFORMATION DISPLAY ***

04/27/00 15:31

DETAIL

INFORMATION:

CONTENTS:

SC/SN:	07/010085	PUBNO:	I103215	27 DOCK D 02/17/00	
FILDT:	04/11/86	PUBDT:	00/00/00	26 DOCK D 09/18/99	
PATNO:	4868112	PGPUB CL/SC:	/ .	25 DOCK D 04/16/99	
ISSDT:	09/19/89			24 DOCK D 11/15/97	
ABNDT:	00/00/00			23 DOCK D 10/05/96	
APPL:	TOOLE			22 I.D. O 01/05/94	
LOC:	4300	LOCDT:	09/09/99	21 CTIN E 07/29/93	
CHG-LOC:		IE TEAM:	00	20 MAIL O 07/23/93	
CHGTO-NAME:	NO NAME FOUND	ISSNO:	38	19 CTMS O 07/23/93	
TOT ACT:	05	STATUS:	174	18 DOCK D 07/23/93	
RESP CD:	MISC	START DT:	07/23/93	17 N423 C 09/29/92	
EXMR NO/NAME:	68940/SISSION, BRADLEY L	DUE DT:	10/25/93	16 PGM/ O 12/13/89	
DOCKET DATE:	07/23/93	GAU:	1655	15 N084 B 07/20/89	
ATTY DOCK #:	5031-A-PCT	L R CD:	01	14 N/=. N 04/18/89	
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CURR CL/SC:	435/069.600	FOR PRIOR CL:	N	PET FAOM:	12 EXIN O 03/28/89
TITLE OF INVENTION: UNAVAIL FOR ACTION: N PP UNAVAIL: 0					
NOVEL PROCOAGULANT PROTEINS					

END OF DISPLAY

TO DISPLAY CONTENTS: PUSH SEND

Patent Maintenance Fees - Public Inquiry

Patent#: 4868112 Filed: 04/11/86 Issued: 09/19/89 Serial#: 07010085
Status: 12th Year Fee Window Opens: 09/19/00 Sml Entity: NO
Window Opens: 09/19/00 Surchg Due: 03/19/01 Expiration: 09/19/01
Fee Amt Due:\$ 2910 Surchg Amt Due:\$ Total Amt Due:\$ 2910
Fee Code: 185 Surchg Code:
Title: NOVEL PROCOAGULANT PROTEINS

Address For Fee Purposes:
BRUCE M. EISEN
GENETICS INSTITUTE, INC.
87 CAMBRIDGE PARK DRIVE
CAMBRIDGE MA 02140

Most Recent Significant Events:

03/19/97 Payment of Maintenance Fee, 8th Year, Large Entity
03/25/93 Payor Number Assigned
03/15/93 Payment of Maintenance Fee, 4th Year, Large Entity
03/15/93 Last Event On Maintenance History

**Chronological Record of Genetics Institute's and Pharmacia & Upjohn's ReFacto®
Antihemophilic Factor (Recombinant) [r-VIII SQ] BB-IND 5348 Submissions**

Date of Submission (mm-dd-yy)	IND Serial No.	Summary of Contents
11-30-93	000	ReFacto Hemophilia A IND Original Submission
03-23-94	001	Relocation Of Kabi Pharmacia
04-08-94	002	Clarification Requested Of 3-11-94 Clinical Hold Letter
05-03-94	003	Response To First 4 Comments Of Clinical Hold Letter
05-10-94	004	Mink SI Focus Induction Assay
06-22-94	005	Mouse Antibody Production Assay
07-06-94	006	Separation/Inactivation Of Murine Xenotropic Retrovirus
07-21-94	007	Final Report: Process Validation Of Removal Or Inactivation Of Murine Xenotropic Retrovirus From Spiked Material
09-06-94	008	Request For FDA Meeting And Proposed Agenda
10-19-94	009	Minutes From 9-23-94 Meeting With FDA
10-31-94	010	Response To 3-14-94 FDA Questions-Requests For Information
11-01-94	011	Response To 3-14-94 FDA Questions/Request For Information
11-09-94	012	Response To FDA Questions
11-17-94	013	Notification Of Update Of Master File For Production Of Bulk Purified 8a4 MAB
12-02-94	014	Response To FDA Request For Information: PTP Surgery And PUP Protocols
12-07-94	015	Clinical Development Plan
12-14-94	016	Proposed Agenda For 12-21-94 Meeting

Date of Submission (mm-dd-yy)	IND Serial No.	Summary of Contents
12-14-94	017	Differences In European And U.S. Phase III Study Protocols For PTP, PUP, Surgery Studies
12-19-94	018	Master Schedule For Viral Testing Used During Production Of R-VIII SQ
02-01-95	019	Minutes Of 12-21-94 Meeting With FDA
02-15-95	020	Lab Tests For Safety Assessments In PUPs
02-16-95	021	Response To CMC Questions
02-20-95	022	CMC Data For Method D Product
03-02-95	023	Update Of Equipment And Facilities Portions Of The Cell Culture And Purification Process Sections Of The IND
03-09-95	024	Revised PTP Protocol 93-R831-013
03-30-95	025	Revised PUP Protocol 93-R833-019
04-11-95	026	Discussion Of Significance Of Production Doubling Number
05-18-95	027	Revised PTP, PUP and Surgery Protocols 93-R831-013, 93-R833-019 and 93-R832-020
07-31-95	028	New Investigators Revised CIB
08-01-95	029	Correction Of Misidentification Of Formulations Used In Various Protocols
09-05-95	030	Changes In PTP Surgery And PUP Protocols 93-R831-013 93-R833-019 and 93-R832-020
09-12-95	031	New Investigators
09-19-95	032	Final Draft Of Protocol For 3-Way Crossover PK Study Ctn 95-R811-057
11-01-95	033	New Investigators
12-05-95	034	Clinical Bibliography Map Assay, PK Reports 9496117 and 9496118

Date of Submission (mm-dd-yy)	IND Serial No.	Summary of Contents
01-05-96	035	New Investigators
02-07-96	036	Protocol For 3-Way Crossover PK Study 95-R811-057
02-29-96	037	New Investigators
04-01-96	038	New Investigators
04-25-96	039	New Investigators
06-11-96	040	Revision In 3-Way PK Protocol CTN 95-R811-057
06-26-96	041	Transfer Of Ownership From Pharmacia To Pharmacia And Upjohn Company
07-08-96	042	Annual Report
07-01-96	043	New Investigators
07-17-96	044	Revision In Surgery Protocol 93-R831-013, New Investigators
08-16-96	045	Revision In PUP Protocol 93-R833-019, New Investigators
09-03-96	046	Safety Report: Hematoma
09-05-96	047	Safety Report: Inhibitor Development
09-26-96	048	Proposal For BLA Containing Modified Patient Numbers And Demographics
11-19-96	049	New Investigators, 36-Mo Stability Info, Method C
11-25-96	050	Safety Report: Inhibitor Development
12-31-96	051	New Investigators
01-31-97	052	Safety Report: Anaphylaxis
01-31-97	053	Fax Re: 10-Day Safety Report
03-05-97	054	Non-Evaluability Of PK Data From Protocols 93-R831-013 And 93-R833-019

Date of Submission (mm-dd-yy)	IND Serial No.	Summary of Contents
03-12-97	055	Safety Report: Acute Renal Failure
04-07-97	056	Tox Data (Paravenous And Intra-arterial Tolerance Study In The Beagle Dog)
05-20-97	057	Annual Report
05-30-97	058	Investigator Information And Updated Stability
06-06-97	059	Response To Questions
07-01-97	060	Change In Investigator Site
09-03-97	061	10-Day Safety Report: Inhibitor
09-15-97	062	10-Day Safety Report: Inhibitor
10-21-97	063	Follow-Up To Amendments 061 And 062
11-06-97	064	Transfer of IND Ownership (P&U Letter)
11-06-97	065	Transfer of IND Ownership (GI Letter)
11-07-97	066	Request For Meeting
12-03-97	067	Pre-Meeting Materials
01-15-98	068	Raw Material Sourcing Information requested by the FDA
03-25-98	069	Clinical Labeling Revision
05-08-98	070	Clinical Labeling Revision
05-27-98	071	IND Safety Report (15-Day)
08-27-98	072	IND Safety Report (15-Day)
09-11-98	073	IND Safety Report (15-Day) follow-up
10-01-98	074	1997 IND Annual Report
10-05-98	075	IND Safety Report (15-Day) follow-up

Date of Submission (mm-dd-yy)	IND Serial No.	Summary of Contents
10-20-98	076	IND Safety Report (15-Day)
10-22-98	077	Clinical Labeling Revision
11-05-98	078	Information Amendment: Chemistry, Manufacturing and Controls
11-20-98	079	Information Amendment: Chemistry, Manufacturing and Controls
12-04-98	080	IND Safety Report (15-Day)
02-26-99	081	IND Safety Report (15-Day)
03-12-99	082	IND Safety Report (15-Day)
03-25-99	083	IND Safety Report (15-Day)
03-26-99	084	IND Safety Report (15-Day)
04-20-99	085	IND Safety Report (15-Day)
05-06-99	086	IND Safety Report (15-Day)
11-24-99	087	IND Safety Report
11-29-99	088	IND Safety Report
01-27-00	089	IND Safety Report (15-Day)
01-31-00	090	1998 IND Annual Report

Chronological Record of Genetics Institute's , ReFacto® Antihemophilic Factor (Recombinant) [r-VIII SQ] Biologics License Application Submissions (Ref. No. 98-0137)

Date of Submission (mm-dd-yy)	BLA Serial No.	Summary of Contents
02-02-98	000	Biologics License Application, ReFacto® Antihemophilic Factor (Recombinant) [r-VIII SQ]
07-10-98	001	Response to FDA Questions Dated May 15, 1998
09-18-98	002	CMC Information
10-26-98	003	Response to Request for Draft Labeling
11-10-98	004	Response to Requests for Additional Information
12-08-98	005	Revised Draft Package Insert
12-08-98	006	Response to FDA Request for Data
12-15-98	007	Response to Request for Revisions to Draft Labeling
12-24-98	008	CMC Information
12-24-98	009	CMC Information
01-05-99	010	CMC Information
01-14-99	011	Revision to Draft Vial Label
02-08-99	012	Notice of Intent to File Amendment
04-02-99	013	Teleconference Record
04-06-99	014	Company Responses to FDA Complete Response Letter
05-13-99	015	Company Responses to FDA Complete Response Letter
06-04-99	016	Company Responses to FDA Complete Response Letter
06-16-99	017	CMC Information
06-21-99	018	Request for Meeting
06-24-99	019	Draft Vial and Carton Labels

Date of Submission (mm-dd-yy)	BLA Serial No.	Summary of Contents
07-08-99	020	CMC Information
07-13-99	021	Pre Meeting Package
08-04-99	022	Communication Authorization HPB-FDA
09-24-99	023	Request for meeting
10-14-99	024	Pre-meeting Materials
10-28-99	025	Meeting Agenda and Participants
11-09-99	026	Draft Vial and Carton Labels
11-10-99	027	Ethylene Glycol Specification Request and Updated Active Substance Specific Activity Specification
11-16-99	028	Follow-up Data Requested By CBER During Prophylaxis Indication Meeting
11-17-99	029	Responses to Questions Received from CBER on October 12, 1999
11-22-99	030	Meeting Package
11-24-99	031	Virus Removal Validation Data for HSA
12-20-99	032	Minor updates to CMC information
12-21-99	033	CMC Information
01-27-00	034	Draft Package Insert
01-28-00	035	Draft Summary Basis for Approval
02-16-00	036	Revised Labeling: Draft Package Insert
02-29-00	037	Final Surgery Report
02-29-00	038	Post-licensure commitments
03-02-00	039	Post-licensure commitments

Date of Submission (mm-dd-yy)	BLA Serial No.	Summary of Contents
03-02-00	040	Revised Labeling: Draft Package Insert
03-03-00	041	Prophylaxis Surgery Study Commitment
03-03-00	042	Revised Labeling: Draft Package Insert
03-06-00	043	Revised Labeling: Draft Package Insert
03-06-00	044	Prophylaxis Study Commitment

**Chronological Record of Genetics Institute's Significant FDA Meetings concerning
ReFacto® Antihemophilic Factor (Recombinant) [r-VIII SQ]**

Date of Meeting (mm-dd-yy)	FDA Contact	Summary
12-10-97	CBER	Pre-BLA Meeting
11-23-98	CBER	Discussion of the ReFacto Assay
12-11-98	Blood Products Advisory Committee	ReFacto Overview
07-22-99	CBER	Prophylaxis Indication
11-04-99	CBER	ReFacto and US Sourced HSA/ReFacto from the Modified Process

CBER = Center for Biologics Evaluation and Research

**Chronological Record of Genetics Institute's and Pharmacia & Upjohn's
Submissions to Office of Orphan Products Development, FDA, concerning Orphan
Drug Status for ReFacto® Antihemophilic Factor (Recombinant) [r-VIII SQ]**

Date of Submission (mm-dd-yy)	Summary of Contents
12-14-94	Minutes of 11-21-94 Orphan Drug meeting
11-20-95	Request for Orphan Drug Designation [granted 02-08-96]
02-15-96	Response to FDA request for information
10-22-96	Request for a meeting
04-25-97	Annual Report
11-12-97	Transfer of Ownership of Orphan Drug Designation
04-23-98	1997 Annual Report
08-20-98	Orphan Drug considerations relating to ReFacto®
09-18-98	Fax containing documentation of shortages of FVIII
11-24-98	Fax of 12-10-98 Blood Products Advisory Committee Meeting to discuss ReFacto and recommendations #83 and #89 of the Medical and Scientific Advisory council of the National Hemophilia Foundation
11-25-98	Recall of Alphanate
11-30-98	Fax of Draft Orphan Drug Section in BPAC Pre-meeting package
12-17-98	Recall of Koate
01-06-99	Hold of Kogenate in Canada
01-22-99	Log of GI-Bayer contacts concerning cross licensing of hemophilia A products
02-24-00	1998-99 Annual Report
02-29-00	Letter requesting marketing exclusivity
02-28-00	Amendment to Orphan Drug Designation

**Chronological Record of Genetics Institute's Significant FDA Telephone Contacts
Concerning ReFacto® Antihemophilic Factor (Recombinant) [r-VIII SQ]**

Date (mm-dd-yy)	FDA Contact	Purpose
12-16-97	T. Lachenbruch	Pre-BLA Meeting Follow-up re Electronic data
02-06-98	M. Padgett	Additional Copies of SAS Data Sets
03-24-98	M. Serabian	Extent of Preclinical data on file
05-15-98	A. Chang	CMC Questions
07-01-98	C. Cary	Manufacturing Schedules for P&U
07-01-98	A. Chang	Nature of FDA Concern re: HSA Sourced From European Donors
07-17-98	R. Darius	Clarification of BLA Number
07-21-98	A. Chang	Refacto IND Annual Report Extension
07-23-98	A. Chang	Response to 7/21 Questions
08-04-98	A. Chang	Set up the appropriate assays for ReFacto
08-10-98	B. Darius	Information promised on 7/17/98
08-31-98	A. Chang	Ground transportation
09-04-98	S. Donahoe	Inquiry into status of petition of August 20 to OPD regarding orphan drug considerations affecting Refacto
09-10-98	A. Chang	Fax from P&U regarding arrangements
09-17-98	A. Chang	Inspection Issues
09-18-98	A. Chang	Expect Clinical and additional CMC BLA Review Questions
09-22-98	L. Wood	Chromogenic Assay
09-24-98	M. Padgett	Follow up requests from Mary Padgett
09-25-98	R. Darius	Arrangements for P & U Facility Inspection
10-01-98	R. Darius	Production Schedule for P&U Inspection

Date (mm-dd-yy)	FDA Contact	Purpose
11-03-98	S .Donahoe	Inquiry into status of petition of August 20 to OPD regarding orphan drug considerations affecting Refacto
11-13-98	A. Chang	90:1 to 90:2 Ratios
11-17-98	M. Padgett	Request for additional clinical volume 1 copies, BPAC details, date to discuss vial/carton labels
11-24-98	A. Chang	BPAC, Orphan Drug, HSA Sourcing issues
11-30-98	J. McCormick	Inquiry concerning McCormick's presentation at upcoming BPAC re ReFacto and Kogenate exclusivity
12-01-98	M. Padgett	ReFacto vial and carton labels
12-03-98	R. Pierce	Matched Pair Analyses for BPAC
12-04-98	A. Chang	Data Comparing Potency of 37 batches
12-07-98	Dr. Green	Summary of 12-04-98 conversation
12-07-98	J. McCormick	Second Inquiry concerning McCormick's presentation at upcoming BPAC re ReFacto and Kogenate exclusivity
12-08-98	R. Pierce	SAS data listings
12-17-98	J. McCormick	Inquiry concerning date certain for Bayer's response to OPD concerning shortages
12-23-98	A. Chang	Amendments to BLA
01-01-99	A. Chang	ReFacto licensing items
01-11-99	M. Padgett	ReFacto Labeling
01-19-99	M. Padgett	ReFacto Labeling- Vial Peel Off
01-20-99	M. Padgett	ReFacto Labeling- Vial Peel Off
01-21-99	S. Risso	Comparability Protocol for New Facility
01-25-99	J. Eltermann	Suite A E.coli to CHO and ReFacto St. Louis

Date (mm-dd-yy)	FDA Contact	Purpose
01-25-99	J. Eltermann	Suite A E.coli to CHO and ReFacto St. Louis
01-26-99	A. Chang	ReFacto Licensing Issues
01-27-99	J. McCormick	Request for teleconference call on Friday Jan 29
03-26-99	P. Aebersold	Clarification of Question 7, pt. number 45-132 of the Complete Response Letter
04-06-99	M. Padgett	Prophylaxis questions for Complete Response Letter
04-12-99	A. Chang	Feedback on Plasma Sourcing Submission
05-18-98	A. Chang	Fax re: HSA sourcing issues
05-28-99	M. Padgett	Feedback on 5/18/99 fax to Andrew Chang re: HSA sourcing
06-03-99	M. Weinstein	Follow up clarification re: HSA
06-08-99	M. Padgett	Restart of review clock, prophylaxis meeting with FDA
06-14-99	D. Parshall	Conformance Lots
06-14-99	M. Padgett	Fax: HSA Teleconference materials
06-15-99	T. Lynch	Teleconference: Review of GI's fax (6/14/99) on HSA Options
06-18-99	A. Chang	ReFacto HSA Sourcing
06-22-99	M. Padgett	Shipment of Vials for Ethylene Glycol Testing
07-15-99	M. Padgett	ReFacto prophylaxis indication meeting, attendees, pre-meeting package
07-19-99	A. Chang	Double Pasteurized Albumin & ReFacto Diluent
09-20-99	M. Padgett	Extension of IND annual report until end of December 1999
10-07-99	M. Padgett	BLA Review Comments
10-12-99	M. Padgett et al	FDA clinical questions from 10-12-99 teleconference
10-15-99	K. Towns	Request for additional vials for conformance lot testing

Date (mm-dd-yy)	FDA Contact	Purpose
10-20-99	A. Chang	Fax: Fill areas shared with albumin
10-27-99	A. Chang	Conformance Lot Information
10-28-99	M. Padgett	CBER Attendees for ReFacto US sourced HSA, ReFacto Plus meeting
11-05-99	A. Chang	HSA/ReFacto+ Meeting Summary
11-10-99	M. Padgett	Request for Meeting, Medical Policy Coordination Committee
11-10-99	M. Padgett	Second set of Conformance lots
11-16-99	M. Padgett	Follow-up on Meeting Request
11-23-99	A. Chang	Confirming HSA Submission
11-23-99	A. Chang	Follow-up HSA
11-24-99	A. Chang	Fax: ICH Residual Solvent Guideline
11-24-99	A. Chang	Ethylene glycol testing
11-30-99	M. Padgett	Major Amendment Letter
12-15-99	M. Padgett	Resolution of HSA Issue / Conformance Lots
12-23-99	J. Capen	Extension of IND annual report until end of January 2000
01-11-00	A. Chang	Specifications and other CMC information
01-27-00	M. Padgett	ReFacto PI draft proposed revision for negotiation with FDA
01-28-00	M. Padgett	ReFacto Summary of Basis for Approval draft proposed revision for negotiation with FDA
02-09-00	M. Padgett	ReFacto PI negotiation licensing issues
02-11-00	M. Padgett et al	ReFacto PI negotiation
02-16-00	M. Padgett	ReFacto PI submission date, post licensing commitments, exemption from lot release
02-17-00	M. Padgett	Additional color copies of ReFacto PI

Date (mm-dd-yy)	FDA Contact	Purpose
02-22-00	M. Padgett	Schedule teleconference for PI negotiation
02-25-00	M. Padgett et al	ReFacto PI negotiation
02-28-00	M. Padgett et al	ReFacto PI negotiation
03-02-00	M. Padgett	Revised ReFacto package insert
03-03-00a	M. Padgett	Revised commitment letter for ReFacto
03-03-00b	M. Padgett	Revised package insert for ReFacto BLA 98-0137.042
03-06-00	M. Padgett et al	ReFacto PI negotiation

PATENT
Atty. Docket No.: 01142.0130

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent No. 4,868,112
Issued: September 19, 1989
To: John J. Toole, Jr.
Assignee: Genetics Institute, Inc.
For: NOVEL PROCOAGULANT
PROTEINS

**BOX PATENT EXT.
Assistant Commissioner for Patents
Washington, D.C. 20231**

Sir:

CERTIFICATION

I, STEVEN P. O'CONNOR, do hereby certify that this accompanying application for extension of the term of U.S. Patent 4,868,112 under 35 U.S.C. § 156 including its attachments and supporting papers is being submitted as one original and four (4) copies thereof.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: Steven P. O'Connor
Steven P. O'Connor
Reg. No. 41,225

Date: May 4, 2000

PATENT
Atty. Docket No.: 01142.0130

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent No. 4,868,112)
Issued: September 19, 1989)
To: John J. Toole, Jr.)
Assignee: Genetics Institute, Inc.)
For: NOVEL PROCOAGULANT)
PROTEINS)

BOX PATENT EXT.
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

DECLARATION ACCOMPANYING APPLICATION UNDER
35 U.S.C. § 156 FOR EXTENSION OF PATENT TERM

I, STEVEN P. O'CONNOR, do hereby declare:

I am a patent attorney authorized to practice before the United States Patent and Trademark Office and I have been appointed as an attorney by the patent Assignee, Genetics Institute, Inc., with regard to this application for extension of the term of U.S. Patent No. 4,868,112 and to transact all business in the U.S. Patent and Trademark Office in connection therewith.

I have reviewed and understand the contents of the accompanying application being submitted pursuant to 37 C.F.R. § 1.740.

I believe that the patent is subject to extension pursuant to 37 C.F.R. § 1.710.

I believe an extension of the length claimed is justified under 35 U.S.C. § 156 and applicable regulations.

I believe the patent for which the extension is being sought meets the conditions for extension of the term of a patent as set forth in 37 C.F.R. § 1.720.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By:



Steven P. O'Connor
Reg. No. 41,225

Date: May 4, 2000

LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N. W.
WASHINGTON, D. C. 20005
202-408-4000